

Before the State of South Carolina  
Department of Insurance

<b>In the Matter of:</b>	)	SCDOI Docket # 04-0264
	)	
Carolyn B. Powell	)	Order Revoking Resident Producer License
	)	
_____	)	

This matter comes before the South Carolina Department of Insurance (the Department), upon application of David E. Belton, Esquire, Senior Associate General Counsel for the Department, requesting the revocation of Carolyn B. Powell ("Producer's") resident producer's license.

After careful review of the evidence presented the Department issues the following decision.

**FINDINGS OF FACT**

Producer is currently a South Carolina resident producer.

In the State of South Carolina at the Pickens County General Sessions Court on September 23, 2004 producer was convicted of five (5) counts of "Breach of trust with fraudulent intent of more than \$1,000".

**CONCLUSIONS OF LAW**

Pursuant to S.C. Code §38-43-130(A), "the Director or his designee may place on probation, revoke, or suspend a producer's license after ten days' notice when it appears that a producer has been convicted of a crime involving moral turpitude."

THEREFORE, it is ordered that Carolyn B. Powell South Carolina resident producer license shall be revoked thirty (30) days from the date of receipt of this order, and no license issued through the state of South Carolina Department of Insurance is to be issued to her, unless Carolyn B. Powell requests in writing within said thirty (30) day period a public hearing before the South Carolina Administrative Law Court.

It is FURTHER ORDERED that the National Association of Insurance Commissioners be immediately notified of this order.

This South Carolina Department of Insurance administrative disciplinary order is a public record subject to the disclosure requirements of the State of South Carolina's *freedom of Information Act*, S.C. Code Ann. §§30-4-10, et seq. (1991 and Supp. 2000). Nothing contained

within this administrative disciplinary order should be construed to limit or to deprive any person of any private right of action under the law. Nothing contained within this administrative disciplinary order should be construed to limit, in any manner, the criminal jurisdiction of any law enforcement or judicial officer. Nothing contained within this administrative disciplinary order should be construed to limit the statutory duty of the Director of Insurance, exercised either directly or through the Department of Insurance, to "report to the Attorney General or other appropriate law enforcement officials criminal violations of the law relative to the business of insurance or the provisions of this title which he considers necessary to report." S.C. Code Ann. §38-3-110(3) (Supp. 2000).

A handwritten signature in black ink, reading "Eleanor Kitzman". The signature is written in a cursive style with a horizontal line underneath.

Eleanor Kitzman  
Director of Insurance

Dated this 10 day of November 2006